

REMARKS

Applicant would like to thank the Examiner for the careful consideration given the present application. Applicant would also like to thank the Examiner for his time during the interview that was given.

It is respectfully submitted that each of the claims 1-12 are in condition for allowance. By the present amendment, applicant amends claim 1 and adds new claims 11 and 12. Claims 1-12 are currently pending in this application. The specification and FIG. 3 of the drawings are also being amended. Applicant respectfully requests reconsideration and allowance.

In regards to the objection to the drawings, FIG. 3 has been amended. FIG. 3 now shows 1' and 2' to show that this Figure is representing modified versions of the previously shown saw blade and blade body. The objection to the drawings under 37 CFR 1.83(a) is no longer applicable due to the amendment of claim 1.

In regards to the objection to the specification, paragraph [0019] is now amended to include the reference numbers 2' and 1' as suggested in the Office action.

It is respectfully requested that the rejection of Claims 1-10 under 35 U.S.C. 112, first paragraph, be withdrawn. The claims are amended to clearly define the notch and to be consistent with how the claims were submitted originally. Claim 1, which each of the claims depend from, recites "the teeth occupy less than 0.2 times the periphery (3) of the blade body (2) and in that in front of at least one of the teeth (4) there is a notch (5)..." It is believed that this limitation is consistent with the structure recited in the original submission of the claim set and that no new issues are being presented. The recited limitation is clearly shown in the drawings, specifically FIG. 2. Accordingly, it is requested that the rejection under 35 U.S.C. 112, first paragraph be withdrawn.

It is respectfully requested that the rejection of Claims 1-10 under 35 U.S.C. 112, second paragraph, be withdrawn. In claim 1, line 3, the phrase "separate teeth parts" is currently deleted from the claim. In claim 1, lines 3-4, the phrase "separate teeth parts or arranged by teeth creation by local deposition of a surface lining material" is currently deleted from the claim. In claim 1, line 5, the phrase "the periphery of the saw blade" has been amended to recite "the periphery of the blade body (2)" for consistency purposes. This amendment clarifies the "periphery" in line 7. In claim 1, lines 14-15, the phrase "which is first in the direction of

rotation" has been deleted. Accordingly, it is believed that no issues pertaining to 35 U.S.C. 112, second paragraph remain and that the rejection be withdrawn.


Applicant would like to direct attention to new claims 11 and 12. New claim 11 is dependent on claim 1 and recites "the teeth are arranged by permanent fastening." New claim 12 is dependent on claim 1 and recites "the teeth are arranged by a local addition of a surface lining material." Accordingly, it is believed that these claims are allowable for at least the same reasons that claim 1 is allowable.

Applicant would also like to point out that it is believed that claim 1 is allowable for at least the same reasons that the original claim set were believed to be allowable. In the first Office action, dated March 31, 2008, it was stated by the Examiner that "claims 1-10, as understood, appear that they would be allowable if rewritten or amended to overcome the rejection(s) under 35 U.S.C. 112, 2nd paragraph, set forth in this Office action." It is believed that each of these 35 U.S.C. 112, 2nd paragraph issues has been addressed in each of the responses.

In light of the foregoing, it is respectfully submitted that the present application is in a condition for allowance and notice to that effect is hereby requested. If it is determined that the application is not in a condition for allowance, the Examiner is invited to initiate a telephone interview with the undersigned attorney to expedite prosecution of the present application.

If there are any fees resulting from this communication, please charge same to our Deposit Account No. 16-0820, our Order No. ABE1-40723.

Respectfully submitted,
PEARNE & GORDON LLP

By: 
Ivan R. Goldberg, Reg. No. 59,429

Pearne & Gordon LLP
1801 East 9th Street
Ste. 1200
Cleveland, Ohio 44114-3108
216-579-1700

November 26, 2008